

JOSEPH P. RUSSONIELLO, CSBN 44332  
 United States Attorney  
 JOANN M. SWANSON, CSBN 88143  
 Assistant United States Attorney  
 Chief, Civil Division  
 EDWARD A. OLSEN, CSBN 214150  
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102  
 Telephone: (415) 436-6915  
 FAX: (415) 436-6927

Attorneys for Respondents

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

JOSE JESUS GUTIERREZ VASQUEZ, )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 MICHAEL CHERTOFF, Secretary of )  
 Homeland Security; JULIE L. MEYERS, )  
 Assistant Secretary for Immigration and )  
 Customs Enforcement; ALBERTO )  
 GONZALES, Attorney General; UNITED )  
 STATES IMMIGRATION AND )  
 CUSTOMS ENFORCEMENT; UNITED )  
 STATES DEPARTMENT OF )  
 HOMELAND SECURITY, )  
 )  
 Respondents. )

No. C-06-6664-PJH

**STIPULATION TO DISMISS; AND  
~~PROPOSED~~ ORDER**

The petitioner, by and through his attorneys of record, and respondents, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action in light of the fact that the Board of Immigration Appeals has granted the parties' joint motion to reopen the petitioner's removal proceedings.

Each of the parties shall bear their own costs and fees.

1  
2 Date: April 25, 2008

Respectfully submitted,

3 JOSEPH P. RUSSONIELLO  
4 United States Attorney

5 /s/  
6 EDWARD A. OLSEN  
7 Assistant United States Attorney  
8 Attorneys for Respondents

9 Date: April 25, 2008

10 /s/  
11 JENNIFER C. CHANG  
12 AMERICAN CIVIL LIBERTIES UNION  
13 FOUNDATION IMMIGRANTS' RIGHTS PROJECT  
14 Attorneys for Petitioner

15 **ORDER**

16 Pursuant to stipulation, IT IS SO ORDERED.

17  
18 Date: April 28, 2008

19 PHYLIS J. HAMILTON  
20 United States District Judge

